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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/522,824	01/31/2005	Norbert Lobig	2002P12306	4725
24131 7590 07/20/2009 LERNER GREENBERG STEMER LLP P O BOX 2480 HOLLYWOOD, FL 33022-2480				
EXAMINER				
SING, SIMON P				
ART UNIT		PAPER NUMBER		
2614				
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07/20/2009		PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary

Application No.

10/522,824

Applicant(s)

LOBIG, NORBERT

Examiner

SIMON SING

Art Unit

2614

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 22 April 2009.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 12-27 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 12-27 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☐ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO/SF/ICE)
Paper No(s)/Mail Date _____
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date _____
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: _____

DETAILED ACTION

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

1. Claims 12-18 and 20-27 are rejected under 35 U.S.C. 103(a) as being unpatentable over Liu et al. US 6,434,139 in view of Zhao US 7,046,683.

1.1 Regarding claims 12 and 22, Liu teaches a gateway (adapter/network exchange) 22 for exchanging ISDN signaling information between a Primary Rate Interface (Access) (PRI or PRA) trunk 20 and a packet-oriented exchange such in the packet data network 10 (figure 1; column 4, lines 4-22).

Liu fails to explicitly teach the connection between gateway 22 and gateway 24 is a Basic Rate Access (BRA) connection.

However, Zhao discloses system in figure 1, and teaches a gateway 50 connecting to a central office 24 via a trunk line 54, and connecting to a gateway 52 via a bear channel connection (basic rate access connection, see paragraph 0010 in background disclosure of the Specification). Zhao also discloses that a gateway

comprises an adapter (trunk board 152) and a packet network exchange (route switch 180) (figure 4; column 2, lines 20-40).

Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to modify the Liu reference with the teaching of Zhao, so that the connection between gateway 22 and gateway 24 would have been a Basic Rate Access connection, and the gateway 22 would have adapted to process and transfer signaling information between a PRA connection for switch 12 and a BRA connection for the network 10 as claimed. The motivation for such a modification was to clarify what kind of ISDN connection in the packet network 10.

1.2 Regarding claims 13 and 23, the modified Liu reference teaches processing and transferring different ISDN connection types by the gateway 22 as stated above.

1.3 Regarding claims 14, 15, 20 and 24, examiner takes an official notice that it was well known in the art that a gateway comprised a routing table for routing data, including signaling information, to different routers in the packet data network 10.

1.4 Regarding claims 16 and 25, the gateway 22 of the modify Liu reference obviously having and a connection end (interface) for a BRA connection to a router and a connection end for a PRA connection to Switch 12.

1.5 Regarding claims 17, 18 and 26, examiner takes an official notice that a gateway comprised a mapping table for call identifiers and plurality of channels.

1.6 Regarding claim 21, the modified Liu reference, Zhao teaches Media Gateway Control Protocol (MGCP) in packet data network 20 (figure 1).

1.7 Regarding claim 27, the gateway 22 inherently is a integrated Access Device (IAD, not typo LAD).

2. Claim 19 is rejected under 35 U.S.C. 103(a) as being unpatentable over Liu et al. US 6,434,139 in view of Zhao US 7,046,683 and further in view of Rose et al. US 6,396,840.

The modified Liu reference teaches Media Gateway Control Protocol (MGCP) 20 (Zhao: figure 1), but fails to teach DSS1 protocol.

However, Rose teaches that DSS1 protocol is in a gateway interface 112 (figures 5 and 6; column 9, lines 6-13).

Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to further modify the Liu reference with the teaching of Rose, so that DSS1 protocol would have used to between the ISDN connection in gateway 22 and a router in the packet data network 10. The motivation of such a modification was to clarify which protocol the gateway 22 was used to connect a router.

Response to Arguments

3. Applicant's arguments filed on 04/22/2009 have been fully considered but they are not persuasive.

Applicant argues that the prior art (Liu and Zhao) does not teaches processing a signaling information transferred from a PRA ISDN connection as signaling information of a BRA ISDN connection (see last paragraph on page 3). Examiner respectively disagrees. Liu teaches a gateway 22 connecting to a central office 12 via a T1/E1 trunk group 20 which a primary rate connection (access, or interface) (column 4, lines 4-22). The gateway 22 also connected to a gateway 24 via a packet data network 10 in figure 1. Zhao teaches a gateway 50 for connecting to a central office 24 via a trunk line 54, and connecting to a gateway 52 using bear channel via a packet network 20 in figure 1, and a bear channel connection is a basic rate access connection, see paragraph 0010 in background disclosure of the Specification. Therefore, Liu and Zhao teach the claimed limitations.

Conclusion

4. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not

mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

5. Any inquiry concerning this communication or earlier communication from the examiner should be directed to Simon Sing whose telephone number is 571-272-7545. The examiner can normally be reached on Monday - Friday from 8:30 AM to 5:30 PM. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Fan Tsang, can be reached at 571-272-7547. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300. Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 571-272-2600.

/Simon Sing/

Primary Examiner, Art Unit 2614

07/17/2009